1 May aschot 2 3 Mary A. Schott Clerk of Court Entered on Docket Eebruary 17, 2023 6 7 JEFFREY D. STERNKLAR LLC James Patrick Shea, Esq. Nevada Bar No. 405 Jeffrey D. Sternklar, Esq. (Admitted Pro Hac Vice) 8 Massachusetts Bar No. 549561 Bart K. Larsen, Esq. Nevada Bar No. 8538 101 Federal Street, Suite 1900 9 Kyle M. Wyant, Esq. Boston, Massachusetts 02110 Nevada Bar No. 14652 Telephone: (617) 207-7800 10 Email: jeffrey@sternklarlaw.com SHEA LARSEN 1731 Village Center Circle, Suite 150 11 Las Vegas, Nevada 89134 -and-1731 Village Center Circle, Suite 150 Telephone: (702) 471-7432 12 Las Vegas, Nevada 89134 Fax: (702) 926-9683 **MURPHY & KING, P.C.** SHEA LARSEN Charles R. Bennett, Jr., Esq. (Pro Hac Vice Pending) Email: jshea@shea.law (702) 471-743213 Massachusetts Bar No. 362610 blarsen@shea.law kwyant@shea.law 28 State Street, Suite 3101 14 Boston, Massachusetts 02109 Attorneys for Creditor White Winston Telephone: (617) 423-0400 15 Select Asset Funds, LLC Email: cbennett@murphyking.com 16 Attorneys for Creditor White Winston Select Asset Funds, LLC 17 18 UNITED STATES BANKRUPTCY COURT 19 FOR THE DISTRICT OF NEVADA 20 Chapter 11 21 IN RE: 22 Case No.: 22-14422-nmc MUSCLEPHARM CORPORATION 23 Debtor. 24 25 ORDER GRANTING MOTION BY WHITE WINSTON SELECT ASSET FUNDS, LLCFOR ENTRY OF ORDER AUTHORIZING 2004 EXAMINATION OFEMEPERY TAX EFFICIENT, LP 26 Upon the Motion by White Winston Select Asset Funds, LLC for Entry of Order Authorizing 27 28

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(702) 471-7432

2004 Examination of Empery Tax Efficient, LP (the "Motion") [ECF No. 232] and for good cause appearing:

IT IS HEREBY ORDERED that Empery Tax Efficient LP shall appear for a Rule 2004 examination upon no less than fourteen (14) calendar days' written notice, pursuant to Fed. R. Bankr. P. 2004, regarding matters that are within the permitted scope of Rule 2004, including without limitation, the assets, conduct, property, liabilities and financial condition of MusclePharm Corporation (the "Debtor"), including any obligations owing to Empery Tax Efficient LP.

IT IS FURTHER ORDERED that the examination may be continued from day to day until concluded and that the examination will be recorded by a certified court reporter by stenographic means and may also be videographically recorded.

IT IS SO ORDERED.

PREPARED AND SUBMITTED BY:

SHEA LARSEN

/s/ Bart K. Larsen, Esq.

Bart K. Larsen, Esq.

Nevada Bar No. 8538 20

1731 Village Center Circle, Suite 150

Las Vegas, Nevada 89134

Attorneys for Creditor White Winston 22 Select Asset Funds, LLC

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